IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3755 OF 1991

M.A.Shaikh ..Petitioner

V/s.

The State of Maharashtra & ors. ..Respondents

Mr.Sandeep Pathak, advocate for petitioner.

Mr.A.P.Vanarase,A.G.P. for respondent Nos.1 & 2.

Smt.Suhasini Mutalik for respondent No.3.

Coram : D.G.Deshpande,J.

Date : 16th October, 2006

P.C.

1. Heard advocate for the petitioner. The petitioner is challenging allotment of the land by the Government under Rule 29 of the Land Revenue Code to respondent No.3. The petitioner on the face of it has no locus standi in the said allotment. No injustice is done to him. His right to property is not affected. His property is not taken away. The allotment was between respondent and Government. I repeatedly asked counsel for the

petitioner as to what is the locus standi of the petitioner and particularly, when the allotment was made in the year 1995 why the petitioner challenged it after ten years.

2. Secondly, petitioner is the resident of the same village where respondent No.3 is residing. The land was alloted to respondent No.3 in the year 1976 but the petitioner had challenged it only in the year 1984 i.e.after a period of eight years. There is no reason why he waited for eight years to challenge the said allotment. No explanation, much less any satisfactory explanation, could be given therefore, there is no merit in this petition. Petition is dismissed. Rule discharged. Ad-interim order, if any, stands vacated.

(D.G.Deshpande,J.)